

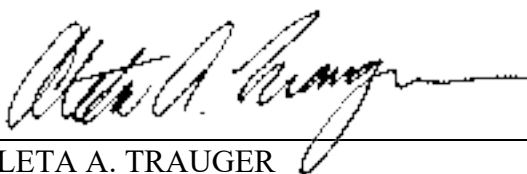
determining whether Bradley can show excusable neglect or good cause warranting an extension of the appeal period under Rule 4(b)(4).

Following the government's filing of a motion to dismiss the appeal as untimely, Bradley submitted a letter to the Sixth Circuit in which he explains that, from Thursday, June 30, 2022 until he was transferred to home confinement on Wednesday, July 13, 2022, he was in the FCI Milan Segregated Housing Unit ("SHU") with no access to any legal materials. In addition, he states that he was unable to change his address with the district court in advance of his transfer, because he did not know his exact transfer date. As a result, he did not receive notice of the Order denying his motion for reconsideration until July 27, 2022. His letter to the Clerk of this court giving notice of his change of address is dated July 22, 2022, though it was not received and docketed in this court until August 1, 2022. (Doc. No. 1417.) The Notice of Appeal is dated July 28, 2022, but it was postmarked August 3 and received and docketed in this court on August 9, 2022. (Doc. No. 1419.)

Under these circumstances, given the appellant's *pro se* status, his transfer, his lack of notice of the Order he seeks to appeal, and his promptly notifying the court of his change of address and filing the notice of appeal once he did receive notice, the court finds that the delay in filing the notice of appeal is due to excusable neglect and that Bradley should be granted an extension of the fourteen-day deadline to file a notice of appeal.

Accordingly, the deadline is hereby extended, *nunc pro tunc*, for fourteen days "from the expiration of the time otherwise prescribed by this Rule 4(b)," as permitted by Rule 4(b)(4), making the August 3, 2022 filing timely.

It is so **ORDERED**.



ALET A. TRAUGER
United States District Judge